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7 Counsel for Plaintiff

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9
10 **UNITED STATES DISTRICT COURT**
11 **NORTHERN DISTRICT OF CALIFORNIA**

12
13 JOEL RUIZ, On Behalf of Himself and All
Others Similarly Situated,

14 Plaintiff,

15 vs.

16
17 GAP, INC., and DOES 1-9 inclusive,

18 Defendants.
19

Case No. CV07-05739-SC

**[PROPOSED] ORDER GRANTING
PLAINTIFF'S MOTION TO DISMISS
DEFENDANT'S COUNTERCLAIM**

Date: January 11, 2008

Time: 10:00 a.m.

Judge: Honorable Samuel Conti

Location: Courtroom 1, 17th Floor

1 On January 11, 2008, the Honorable Samuel Conti heard Plaintiff Joel Ruiz's
2 ("Plaintiff") Motion to Dismiss Defendant Gap Inc.'s ("Defendant") Counterclaim. Having read
3 and considered the papers filed and arguments made by counsel, and good cause appearing,

4 IT IS HEREBY ORDERED that Plaintiff's Motion to Dismiss Defendant's Counterclaim
5 is GRANTED.

6 Dated: _____, 2007

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8 Honorable Samuel Conti
9 Northern District of California
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